

LODGED

EDWARD H. KUBO, JR. #2499
 United States Attorney
 District of Hawaii

AUG 12 2005

FLORENCE T. NAKAKUNI #2286 *31-15*
 Chief, Narcotics Section

FILED IN THE
 UNITED STATES DISTRICT COURT
 DISTRICT OF HAWAII

AUG 23 2005

at 9 o'clock and ~ min. 9 M
 SUE BETIA, CLERK

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Attorneys for Plaintiff
 UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 05-00339 DAE
)	
Plaintiff,)	
)	ORDER FOR DISMISSAL
vs.)	OF COUNT 3
)	
KEITH H. MALAQUI,)	
)	
Defendant.)	
)	

ORDER FOR DISMISSAL OF COUNT 3

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the District of Hawaii hereby dismisses Count 3 of the Indictment against Keith H. Malaqui in that the count

incorrectly lists co-defendant Eugene T. Decambra as the charged defendant.

DATED: Honolulu, Hawaii, August 12, 2005.

EDWARD H. KUBO, JR.
UNITED STATES ATTORNEY
District of Hawaii

By Loretta Sheehan
LORETTA SHEEHAN
Assistant U.S. Attorney

Leave of court is granted for the filing of the foregoing dismissal.

DAVID ALAN EZRA
THE HON. DAVID A. EZRA
UNITED STATES DISTRICT COURT JUDGE

United States v. Keith H. Malagui
CR. NO. 05-00339 DAE
Order for Dismissal